

STATE OF NEW YORK
SUPREME COURT : COUNTY OF ERIE

PSAS 01 DOE,

SUMMONS

Plaintiff,

v.

Plaintiff designates Erie
County as the place of trial.
the basis of the venue Plaintiff's
residence.

THE CATHOLIC DIOCESE OF BUFFALO
795 Main Street
Buffalo, New York 14203,

Index No.:

ST. TERESA ROMAN CATHOLIC CHURCH
1974 Seneca Street
Buffalo, New York 14210,

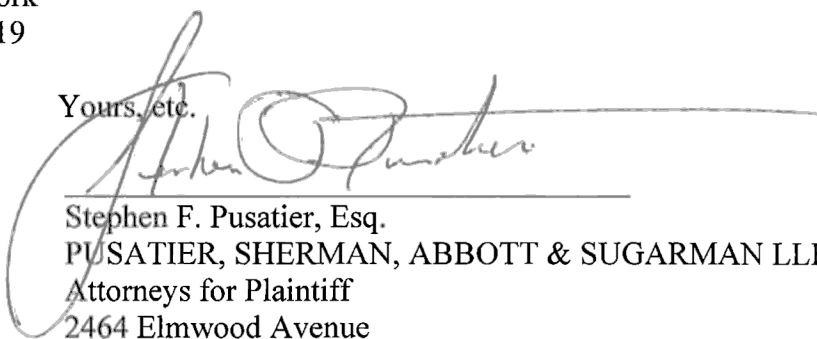
Defendants.

TO THE ABOVE NAMED DEFENDANTS

YOU ARE HEREBY SUMMONED to answer the Complaint in this action and to serve a copy of your answer on the Plaintiff's attorneys within 20 days after the service of this Summons and Complaint, exclusive of the day of service (or within 30 days after the service is complete if this Summons and Complaint are not personally delivered to you within the State of New York); and in case of your failure to appear or answer, judgment will be taken against you by default for the relief demanded in the Complaint.

DATED: Kenmore, New York
September 16, 2019

Yours, etc.



Stephen F. Pusatier, Esq.
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2464 Elmwood Avenue
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STATE OF NEW YORK
SUPREME COURT : COUNTY OF ERIE

PSAS 01 DOE,

Plaintiff,

COMPLAINT

v.

Index No.

THE CATHOLIC DIOCESE OF BUFFALO
795 Main Street
Buffalo, New York 14203,

ST. TERESA ROMAN CATHOLIC CHURCH
1974 Seneca Street
Buffalo, New York 14210,

Defendants.

Plaintiff, by and through his attorneys, Pusatier, Sherman, Abbott & Sugarman LLP, for his Complaint states as follows:

1. That at all times hereinafter mentioned, the Plaintiff was a resident of the County of Erie and State of New York.

2. Plaintiff brings this action under the New York State Child Victims Act. Plaintiff brings this action under a pseudonym to protect his privacy necessarily due to the intense reporting by the media. Plaintiff will disclose his identity to the Defendants in a confidential supplemental disclosure.

3. At all times hereinafter mentioned, The Catholic Diocese of Buffalo was and continues to conduct business in the State of New York with its principal place of business at 795 Main Street, Buffalo, New York 14203.

4. The Catholic Diocese of Buffalo is a corporation duly organized and existing pursuant to the laws of the State of New York.

5. The Defendant, St. Teresa Roman Catholic Church, was and continues to conduct business in the State of New York with its principal place of business at 1974 Seneca Street, Buffalo, New York 14210.

6. At all times hereinafter mentioned, St. Teresa Roman Catholic Church was and continues to be a parish under the supervision, direction and control of the Catholic Diocese of Buffalo.

7. At all times hereinafter mentioned, Father Basil Ormsby was a Roman Catholic Priest employed by the Catholic Diocese of Buffalo and St. Teresa Roman Catholic Church.

8. The Catholic Diocese of Buffalo employed Father Basil Ormsby in a position where he worked with, and around, Catholic children at St. Teresa Roman Catholic Church.

9. Plaintiff was a minor child of parishioners of St. Teresa Roman Catholic Church and, as such, served as an altar boy.

10. During approximately 1981 through 1983 Father Ormsby had sexual contact, on more than one occasion, with the Plaintiff who was a minor at the time.

11. The culture of the Roman Catholic Church created pressure on Plaintiff not to report the sexual abuse.

12. The Catholic Diocese of Buffalo and St. Teresa Roman Catholic Church knew or should have known, that Father Basil Ormsby was a danger to minor Catholic children before Father Ormsby had sexual contact with the Plaintiff when he was a minor.

13. The Defendants were negligent by failing to protect the minor children at St. Teresa Roman Catholic Church, by permitting Basil Ormsby to work at St. Teresa Roman Catholic Church, by failing to train and supervise Father Basil Ormsby, by failing to investigate his activities around minors and by allowing him to continue to work for them at St. Teresa Roman

Catholic Church when they knew or should have known that he was a danger to the children of that parish.

14. As a result of the negligence of the Defendants, the Plaintiff sustained physical, emotional and psychological injuries.

15. The amount of damages sought in this action exceeds the jurisdictional limits of all Courts lower than the New York State Supreme Court.

WHEREFORE, Plaintiff prays for a money judgment against the Defendants.

DATED: Kenmore, New York
September 16, 2019

Yours, etc.



STEPHEN F. PUSATIER, ESQ.

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